

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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LISA MARIE CATER,

Plaintiff,

-against-

17 **CIVIL** 9032 (RWS)

**JUDGMENT**

THE STATE OF NEW YORK, THE EMPIRE  
STATE DEVELOPMENT CORPORATION,  
GOVERNOR ANDREW CUOMO (In His  
Individual capacity), and WILLIAM BALLARD  
HOYT a/k/a SAMUEL B. HOYT, III (In His  
Individual Capacity),

Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons  
stated in the Court's Opinions dated January 30 and February 4, 2019, Defendants' motion to  
dismiss the Plaintiff's claims is granted with prejudice because amending the complaint again  
would be futile in light of the enforceable Settlement Agreement that bare Plaintiff's claims;  
because the Amended Complaint fails to allege cognizable causes of action against ESD, as set  
forth in the Court's Opinion dated February 4, 2019, Plaintiff's First, Fifth, Sixth, Seventh, and  
Eight Causes of Action against ESD are dismissed, with prejudice.

**Dated:** New York, New York  
February 6, 2019

**RUBY J. KRAJICK**

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**Clerk of Court**

BY:

\_\_\_\_\_  
**Deputy Clerk**

**THIS DOCUMENT WAS ENTERED  
ON THE DOCKET ON** 2/6/2019